

PATENT COOPERATION TREATY
PCT
INTERNATIONAL SEARCH REPORT
(PCT Article 18 and Rules 43 and 44)

Applicant's or agent's file reference 12493602/VPA/sjp	FOR FURTHER ACTION	see Form PCT/ISA/220 as well as, where applicable, item 5 below.
International application No. PCT/AU2004/001300	International filing date (day/month/year) 23 September 2004	(Earliest) Priority Date (day/month/year) 25 September 2003
Applicant QUEENSLAND UNIVERSITY OF TECHNOLOGY et al		

This international search report has been prepared by this International Searching Authority and is transmitted to the applicant according to Article 18. A copy is being transmitted to the International Bureau.

This international search report consists of a total of 6 sheets.



It is also accompanied by a copy of each prior art document cited in this report.

1. **Basis of the report**
 - a. With regard to the language, the international search was carried out on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.
 - The international search was carried out on the basis of a translation of the international application furnished to this Authority (Rule 23.1(b)).
 - b. With regard to any nucleotide and/or amino acid sequence disclosed in the international application, see Box No. I.
2. Certain claims were found unsearchable (See Box No. II).
3. Unity of invention is lacking (See Box No. III).
4. With regard to the title,
 - the text is approved as submitted by the applicant.
 - the text has been established by this Authority to read as follows:
Banana resistance genes and uses thereof
5. With regard to the abstract,
 - the text is approved as submitted by the applicant.
 - the text has been established, according to Rule 38.2(b), by this Authority as it appears in Box No. IV. The applicant may, within one month from the date of mailing of this international search report, submit comments to this Authority.
6. With regard to the drawings,
 - a. the figure of the drawings to be published with the abstract is Figure No.
 - as suggested by the applicant.
 - as selected by this Authority, because the applicant failed to suggest a figure.
 - as selected by this Authority, because this figure better characterizes the invention.
 - b. none of the figures is to be published with the abstract.

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INTERNATIONAL SEARCH REPORT

International application No.
PCT/AU2004/001300

Box No. I Nucleotide and/or amino acid sequence(s) (Continuation of item 1.b of the first sheet)

1. With regard to any nucleotide and/or amino acid sequence disclosed in the international application and necessary to the claimed invention, the international search was carried out on the basis of:

a. type of material

a sequence listing
 table(s) related to the sequence listing

b. format of material

in written format
 in computer readable form

c. time of filing/furnishing

contained in the international application as filed
 filed together with the international application in computer readable form
 furnished subsequently to this Authority for the purposes of search

2. In addition, in the case that more than one version or copy of a sequence listing and/or table(s) relating thereto has been filed or furnished, the required statements that the information in the subsequent or additional copies is identical to that in the application as filed or does not go beyond the application as filed, as appropriate, were furnished.

3. Additional comments:

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INTERNATIONAL SEARCH REPORT

International application No.

PCT/AU2004/001300

Box No. IV Text of the Abstract (Continuation of item 5 of the first sheet)

The present invention relates to pathogenic resistance. More particularly the present invention relates to polynucleotide and polypeptide sequences involved in the resistance mechanism of banana plants to fungal pathogens particularly, the soil borne *Fusarium* fungi. Two banana resistance genes, RGA5 and RGA2 are isolated and characterised. The invention also relates to the use of these sequences for modulating plant resistance and for producing genetically modified plants having modified pathogen resistance characteristics.

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A. CLASSIFICATION OF SUBJECT MATTER

Int. Cl. 7: C12N 15/29

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)
SEE ELECTRONIC DATABASE BOX BELOW

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched
SEE ELECTRONIC DATABASE BOX BELOW

Electronic data base consulted during the international search (name of data base and, where practicable, search terms used)
GENBANK, DGENE: SEQ ID NO: 2 and 4

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	EP 1334979, A (Kweek-en Researchbedrijf Agrico B. V.) 13 August 2003. See example 5 and SEQ ID NO: 42 and 43.	1-24, 26-30, 32-37 and 41-48
X	WO 1997/006259, A (KEYGENE, N.V.) 20 February 1997. See figure 6a-d and claim 41.	1-48
X	EP 1024196, A (KEYGENE N.V.) 2 August 2000. See SEQ ID NO: 5.	1-48

Further documents are listed in the continuation of Box C

See patent family annex

• Special categories of cited documents:	
"A" document defining the general state of the art which is not considered to be of particular relevance	"T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
"B" earlier application or patent but published on or after the international filing date	"X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
"C" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)	"Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art
"D" document referring to an oral disclosure, use, exhibition or other means	"&" document member of the same patent family
"E" document published prior to the international filing date but later than the priority date claimed	

Date of the actual completion of the international search
3 November 2004

Date of mailing of the international search report
09 NOV 2004

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International application No. PCT/AU2004/001300
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C (Continuation). DOCUMENTS CONSIDERED TO BE RELEVANT		
Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	WO 1996/ 032007, A (Yeda Research and Development Co. Ltd.) 17 October 1996. See figure 4a-c and claim 1.	1-48
X	EMBL database Accession No. CAD58967. Disease resistance protein NBS-LRR type [Musa acuminata] 15 December 2002. See whole document.	1, 10-13 and 36

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INTERNATIONAL SEARCH REPORT

Information on patent family members

International application No.

PCT/AU2004/001300

This Annex lists the known "A" publication level patent family members relating to the patent documents cited in the above-mentioned international search report. The Australian Patent Office is in no way liable for these particulars which are merely given for the purpose of information.

Patent Document Cited in Search Report			Patent Family Member				
EP	1334979	CA	2475467	US	2003221215	WO	2003/066675
WO	1997/006259	AU	68710/96	CA	2227524	EP	0843727
EP	1024196	AU	22940/00	WO	2000/044916		
WO	1996/032007	CA	2215141	EP	0820220	US	6100449
Due to data integration issues this family listing may not include 10 digit Australian applications filed since May 2001.							
END OF ANNEX							

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